

A Meeting of the Town Board of the Town of Orchard Park, Erie County, New York, was held at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York on the 6<sup>th</sup> day of March, 2013 at 7:00 PM, the meeting was called to order by Supervisor Colarusso and there were:

<b>PRESENT AT ROLL CALL:</b>	Janis Colarusso	Supervisor
	David Kaczor	Councilmember
	Eugene Majchrzak	Councilmember
	Carol Hutton	Town Clerk
	John C. Bailey	Town Attorney
	Frederick Piasecki, Jr.	Highway Superintendent
	Wayne Bieler	Town Engineer
	Andrew Geist	Building Inspector
	Mark Pacholec	Chief of Police

**Supervisor Colarusso read into the record the following:** "If anyone appearing before the Town Board has a family, financial or business relationship with any member of the Board, it is incumbent upon that person to make it known under State Law and the Town Code of Ethics."

1) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR COLARUSSO, TO WIT:

**RESOLVED**, that the Regular Town Board Meeting minutes held on February 20, 2013 and the Executive Session Meetings held on February 20 & 27, 2013, are hereby approved, and be it further

**RESOLVED**, that the reading of these minutes be dispensed with as each member of the Town Board has previously received copies thereof.

**The resolution was unanimously adopted.**

**New Business #1 Proclamation of Safety Week**

2) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KACZOR, TO WIT:

**WHEREAS**, the Western New York Safety Conference, Inc. has taken great pride in the safety of people both on and off the job, and has implemented wide reaching programs of safety education and accident prevention, and

**WHEREAS**, this program has become an example and a model for all businesses and industries, and has served as a reminder for many of our residents to be more concerned with their own safety at home and at work, and

**WHEREAS**, it is a pleasure to extend this proclamation on behalf of our Town of Orchard Park to the Western New York Safety Conference, Inc., which will host the 76<sup>th</sup> Annual Safety Conference and Trades Exhibit at the Grand Island Holiday Inn on March 13<sup>th</sup> and March 14, 2013, and

**WHEREAS**, the Western New York Safety Conference, Inc., should be commended for its continuing and progressive safety programs, urging our citizens to support all such efforts to promote safety both on and off the job.

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board of the Town of Orchard Park, in the County of Erie, in the State of New York, does hereby proclaim the week of March 10<sup>th</sup> through March 16<sup>th</sup> as **SAFETY WEEK**.

**The resolution was unanimously adopted.**

**New Business #2 Creation of Civil Service Position Payroll Clerk**

3) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLARUSSO, WHO MOVED ITS ADOPTION, SECONDED BY, COUNCILMEMBER MAJCHRZAK TO WIT:

**RESOLVED**, that the Town Board does hereby create the Civil Service Position entitled: Full-time, Payroll Clerk (Competitive).

**The resolution was unanimously adopted.**

**New Business #3 Town Board to Appoint Full-Time Payroll Clerk**

4) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLARUSSO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**WHEREAS**, in anticipation of an upcoming retirement that would create an opening in the Payroll Department of the Town of Orchard Park,

**NOW, THEREFORE, be it**

**RESOLVED** that the Town Board does hereby appoint Connie Fitzgerald, 7536 Chestnut Ridge Rd., Orchard Park, NY 14127 to the fulltime position of Payroll Clerk, at the 2013 Salary Schedule-Non-Union Employees, Range 0003, Step 1<sup>st</sup> Year, at \$13.50/hr., to start on Monday, April 15, 2013 with a six (6) month probation period, before being appointed permanent fulltime, upon its completion.

**The resolution was unanimously adopted.**

**New Business #4 Schedule a Public Hearing For a Proposed Local Law**

5) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**RESOLVED**, that the Town Board does hereby authorize to schedule a Public Hearing on Wednesday, April 3, 2013 for the proposed Local Law for the Year 2013; Landscaping Plans, §144-44 (c) of the Town Code, and authorize the Town Clerk to publish due notice in the official newspaper of the Town. The proposed changes can be viewed in the Town Clerk's Office and on the Town website.

**The resolution was unanimously adopted.**

**New Business #5 Authorize Attendance to AutoCAD 2013 Advanced Training Class**

6) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR COLARUSSO, TO WIT:

**WHEREAS**, this advanced three-day class introduces techniques and teaches the experienced draftsman ways to be more proficient in the use of AutoCAD 2013 software, and

**WHEREAS**, the topics to be demonstrated over the three day (May 15, 16, & 17, 2013) course include tool choice and proficient use of it, how to create new tools to accomplish tasks more efficiently, advanced text objects, working with tables, defining dynamic blocks and attributes, outputting and publishing files for review, collaboration and automation tools. The course will also cover creating, publishing, and customizing sheet sets, managing layers, CAD management and system setup and enhancing productivity by customizing the software interface using macros and custom routines; and

**WHEREAS**, the Imaginit Technologies (A Rand Worldwide Company) seminars attended in the past were very beneficial to the Engineering Department personnel.

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board does hereby authorize Dean Franklin, Senior Engineer Assistant to attend the Imaginit Technologies AutoCAD 2013 Advanced Class, May 15 through May 17, 2013 at 6225 Sheridan Drive, Suite 202, Buffalo, NY in an amount not to exceed \$1,225.00.

**The resolution was unanimously adopted.**

#### **New Business #6 Recommendations of the Open Space & Farmland Preservation Committee**

7) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**WHEREAS**, the Open Space and Farmland Preservation Committee have concluded its work and Chairman William Harrington suggests that any future work can be accomplished by the Comprehensive Plan Implementation Committee, of which he is the co-chair.

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board is hereby authorized to disband the Open Space and Farmland Preservation Committee and transfer its charge to the Comprehensive Plan Implementation Committee, as recommended by Planning Coordinator, Remy C. Orffeo.

**The resolution was unanimously adopted.**

#### **BUSINESS FROM THE FLOOR**

**David Schuster** – Mr. Schuster asked if there would be funding for the seven senior groups if one location does become available. Councilmember Kaczor stated that they would all be encouraged to use a central facility if that does happen in the future.

#### **ELECTED OFFICIALS & DEPARTMENT HEADS**

Supervisor Colarusso stated Councilmember Kaczor would be acting Deputy Supervisor while she is absent next week.

Councilmember Kaczor reported that the Orchard Park Historic Preservation Board will be releasing to the public an “intensive level historic resource survey” at 7:00 pm, Thursday, March 14, 2013 at the Orchard Park Public Library.

8) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**WHEREAS**, the New York State Floodplain and Stormwater Managers Association (NYSFSMA) is a professional organization dedicated to promoting floodplain and stormwater management practices that reduce flood damages and protect water quality. Annually, the NYSFSMA hosts a 2-day conference. This annual conference provides an opportunity for members and other professionals to get updates on regulations, network, exchange ideas while acquiring updated knowledge and tools to promote sound floodplain and stormwater management throughout New York State, and

**WHEREAS**, the NYSFSMA Conference will be held from Monday April 8<sup>th</sup> to Wednesday April 10<sup>th</sup> in Buffalo, New York. After review of the conference program, it seems appropriate to attend only on Tuesday April 9<sup>th</sup> and Wednesday April 10<sup>th</sup>. The course agenda includes concurrent breakout sessions on topics such as the National Flood Insurance Program, LiDAR Surveys, and Floodplain Mapping and Streams and Stormwater, and

**WHEREAS**, the NYSFSMA Annual Conference is a valuable industry recognized source of information. This conference will also provide Jason Doktor and Wayne Bieler the necessary continuing education credits to maintain our Floodplain Managers Certification. The cost is \$100/member for Tuesday attendance and \$110/member for Wednesday attendance, which includes the conference and lunch. There is a \$10 discount per day per member for early registration by March 8, 2013 which results in a \$40 savings.

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board does here by authorize Jason Doktor and Wayne L. Bieler to attend NYSFSMA 2013 Annual Conference Session on April 9<sup>th</sup> and April 10<sup>th</sup>, 2013 in Buffalo, New York, for a total amount not to exceed \$380.00.

**The resolution was unanimously adopted.**

Town Engineer Bieler stated that an insurance policy for water supply lines has been circulating. Even though the letter is legitimate, from a resident standpoint, rarely would there ever be an issue and the insurance isn't necessary in the opinion of the Engineering Department.

9) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLARUSSO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**RESOLVED** that the Town Board does hereby authorize the approval of all entries on Warrant #5 following auditing by members of the Town Board and in the funds indicated:

General Fund	51,851.85
Public Safety Fund	10,821.23
Part Town Fund	1,469.48
Risk Retention	\$0.00
Cemetery Fund	\$0.00
Highway Fund	56,045.81
Special Districts	123,909.05
Trust & Agency	2,678.68
Capital Fund	4350.00

**The resolution was unanimously adopted.**

10) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KACZOR, TO WIT:

**RESOLVED**, that the Town Board does hereby receive and file the following:

Communications:

- The Orchard Park Historic Preservation Board will release to the public an “intensive level historic resource survey” at 7:00 pm Thursday, March 14, 2013 at the Orchard Park Public Library, 4570 S. Buffalo St. The Town was awarded a New York State grant to conduct an intensive level historic survey.
- Erie County Board of Elections has tentatively scheduled the Primary Election for Tuesday, September 10, 2013 and the General Election for Tuesday, November 5, 2013.
- Empire State Development is holding a Public Hearing in regard to the Erie County Stadium Civic Project to consider the General Project Plan as follows: Thursday, March 7, 2013, 6:00 pm – 8:00 pm, At Erie County Community College – South Campus, Building 5, Room 5101, 4041 Southwestern Blvd, Orchard Park.

Reports:

- Compost 2012 yearly summary on product sales and sales volumes with raw materials received.
- Building Inspector’s Monthly Report for the month of February, 2013.

**The resolution was unanimously adopted.**

There being no further business, on a motion by Councilmember Majchrzak seconded by Councilmember Kaczor, to wit: the meeting adjourned at 7:21 pm (local time).

**Respectfully Submitted,**



**Carol R. Hutton**  
Town Clerk